IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 455 OF 2006
IN
WRIT PETITION NO. 5033 OF 2004

1. Shri Sudhakar Sambhajirao Kadam and anr. ..Applicants (Org.Respondents)

Vs.

1. Smt. Sakhubai Baburao Kadam and ors. ..Respondents (Org.Petitioners)

Mr. Ashok Tajane h/f Mr. Girish Godbole for applicants.
Ms. Kavita Pawar h/f Mr. Sanjay Kshirsagar for respondents.

CORAM: B.H. MARLAPALLE, J.

Date : April 05, 2007.

P.C.:

. This application prays for vacating the ad-interim order passed by this court on 19/6/2004 and admittedly it was an ex parte order so far as the applicants are concerned. The application was served on the respondents-original petitioners sometimes in March, 2006 and during last about one year no steps were taken by the original petitioners to get the ex parte order continued and, therefore, under Clause

(3)(b) of Article 226 of the Constitution of India this application will have to be allowed.

. Hence the application is allowed and the ad-interim order passed by this court on 19/6/2004 in Writ Petition No. 5033 of 2004 is hereby vacated.

. This order will not come in the way of the original petitioners to file a fresh Civil Application praying for interim relief.

(B.H. Marlapalle,J.)